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IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G)

MISCELLANEOUS APPEAL NO 693/ 2002

APPELLANT
CLAIMANT

1) Dharbari Ram Sahu, Aged about 55 years,
S/o. Ram Sahay Sahu, R\o Paras Nagar,
Raipur,Tahsil & District : Raipur(C.G)

VERSUS

RESPONDENTS / NON-APPLICANT :
Trolly Driver, R\o Vill: Gagara, P.S. Arjuny

1) Khamhan Lal Sahu,
S/o. Sukh Ram Sahu,Occupation Tractor
P.O. Chatti,Tahsil &.Disst.Dhamtari (CG)

2) Hariram Sahu, S/o. Rama Sahu,
Occupation Tractor Trolly Owner,
R/o. Parewadih, P.O. Demar, P.S. Arjuny
Tahsil & District:Dhamtari (C.G)

2) Oriental Insurance Company Ltd.,
Through Divisional Manager,
Divisional Office, Kutchheri Chowk
Jail Road, Raipur

P. R. No. 1871/M
Presented by Shri S.C. Verma
dated 1.8.02

Miscellaneous Appeal under/section 173 Motor Vehicle Act 1988

(15)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.A.NO. 693 सन् 2002

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक एवं आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	07.10.2002 Shri S.C. Verma, counsel for the appellant. Heard. This revision is against the order dated 26.6.2002 passed by VIth Addl. Motor Accidents Claims Tribunal, Raipur, in M.J.C.No.24/2002 whereby the application filed by the claimant for withdrawal of the amount of compensation has been rejected. The applicant submits that his wife died in an accident and Rs.1,25,000/- has been awarded as compensation. Out of that, an amount of Rs.75,000/- has been deposited in a fixed deposit scheme. The applicant submits that he is aged about 60 years and he is unable to earn his livelihood. It is further submitted that as the amount granted has been deposited in	

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.A. 693/02 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

the form of fixed deposit, he is hardly getting on by taking loans here and there.

The learned Claims Tribunal has rejected the application on the ground that the appellant has not informed the court about the way of expenditure of the earlier amount disbursed to him.

Having considered the facts and circumstances of the case and material on record and the applicant's requirement is bona fide, it is directed that Rs.50000/- be disbursed to the applicant immediately by way of account payee cheque/ demand draft immediately.

This revision is accordingly disposed of.

Sd/-
Fakhruddin
Judge

(Rao)

GRPRJ—FS/350—12/2000—50,000.

02/6/18